

EXHIBIT 2

42647-0001
FILE

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Heller Ehrman LLP

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6 Attorneys for Plaintiff

7 IN THE UNITED STATES DISTRICT COURT

8 FOR THE DISTRICT OF ALASKA

9 MICHAEL INVESTMENTS, LLC,)
10)

11 Plaintiff,)
12)

13 -VS-)

14 THE GLIDDEN COMPANY, and)
15 ICI PAINTS,)

16 Defendants.)
17)

Case No. 3:05-CV-223 (TMB)

18 **RESPONSES TO DEFENDANT'S DISCOVERY**
19 **REQUESTS TO PLAINTIFF DATED SEPTEMBER 27, 2006**

20 Plaintiff, by and through counsel, responds to Defendant's Discovery Requests

21 To Plaintiff dated September 27, 2006, as follows.
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RESPONSE:

Commercial Contractors, Inc. In 1982.

INTERROGATORY NO. 11: State each and every fact that supports your claim

that Michael Investments has suffered economic harm in excess of \$100,000.

RESPONSE:

Strip and repaint \$ 67,124.00

Replace windows \$185,712.00

Building wash \$ 2,360.00

Engineers fees in excess of \$ 16,500.00

INTERROGATORY NO. 12: State each and every fact relating to any effort by

Michael Investments to mitigate its alleged damages.

RESPONSE:

Numerous meetings in our office and at the job site with ICI during and after the project to try to resolve the problems with the paint.

REQUESTS FOR PRODUCTION**REQUEST FOR PRODUCTION NO. 1:** Please produce all documents and

things in your possession or control that underlie your claim that the paint and primer ICI sold to Michael Investments was not appropriate for the RAM building.

RESPONSE:

Produced.

1
2 DATED at Anchorage, Alaska this 23rd day of October, 2006.
3

4 TINDALL BENNETT & SHOUP
Attorneys for Plaintiff

5
6
7 By: 
8 David H. Shoup
9 ABA No. 8711106

10 I HEREBY CERTIFY that on this 23rd day of
11 October, 2006, a true and correct copy
of the foregoing was served electronically on:

12 James E. Torgerson
13 Heller Ehrman LP
14 510 L Street, Suite 500
Anchorage, AK 99501-1959

15 By: 
16 Tindall Bennett & Shoup

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